

**BOARD OF REAL ESTATE APPRAISERS  
BOARD MEETING MINUTES – October 5, 2004**

**MEMBERS PRESENT**

James Murphy  
David Adams  
Bruce Bell  
Walter Bowditch  
Kenneth Charest – arrived at 9:15  
Joseph Herlihy

**MEMBERS ABSENT**

Theodore Webersinn

**OTHERS PRESENT**

Dennis Smith, A.A.G.  
Kim Baker-Stetson, Licensing Clerk  
Susan Greenlaw, Board Clerk

**Location:** Central Conference Room

**Start:** 9:10 a.m.      **Adjourn:** 11:45 a.m.

**CALL TO ORDER**

The meeting was called to order at 9:10 a.m.

**AGENDA MODIFICATIONS**

**OLD BUSINESS**

**Action on Minutes of September 7, 2004 Meeting**

A motion was made by David Adams to approve the minutes of the September 7, 2004 meeting as written; seconded by Bruce Bell. Adams, Bell, Herlihy, and Murphy voted in the affirmative; none opposed; Bowditch abstained. Motion carried.

**BOARD OF REAL ESTATE APPRAISERS  
BOARD MEETING MINUTES – October 5, 2004**

**Action on Tabled Applications/Items**

A motion was made by Walter Bowditch to remove the following from the table; seconded by David Adams. Unanimous.

NAME	APPLYING TO	ACTION
APPLICANT #1	UPGRADE FROM CERTIFIED RESIDENTIAL TO SIT FOR CERTIFIED GENERAL EXAM MIN 180 QE BAL MET? = 285 QE HOURS ON FILE MIN 30 MONTHS EXP MET? = FIRST LICENSED 09/16/1991 MIN 3000 HRS WK EXP W/AT LEAST 1500 HRS CMML? = +3000	<u>OCTOBER 5, 2004</u> – MOTION BY BOWDITCH TO DENY PURSUANT TO 32 MRSA § 14023(2)(5), 14028, 14030, AND RULES CHAPTER 200 SECTION 4(C) AND CHAPTER 240 SECTION 1; SECONDED BY HERLIHY. UNANIMOUS.  MOTION BY ADAMS TO AUTHORIZE THE COMPLAINT OFFICER TO FILE A COMPLAINT AGAINST THE LICENSEE AND THE SUPERVISOR; SECONDED BY CHAREST. UNANIMOUS.  <u>SEPTEMBER 7, 2004</u> – TABLED <u>AUGUST 3, 2004</u> – APPRAISALS DISTRIBUTED FOR REVIEW AND REPORT BACK AT NEXT MEETING <u>JULY 6, 2004</u> – LICENSEE REQUESTED THAT APPRAISALS BE SUBMITTED FOR AUGUST MEETING – APPLICATION TABLED <u>JUNE 30, 2004</u> – REQUESTED COPIES OF 5 APPRAISALS AND RELATIVE WORK FILES

**NEW BUSINESS**

**Administrator's Report**

No report available.

**Complaint Officer's Report**

**#REA-176:** A motion was made by Bruce Bell to find the licensee in violation of 32 M.R.S.A. 14014(1)(H)(I)(J) and to offer a Consent Agreement requiring permanent voluntary license surrender; seconded by Walter Bowditch. Unanimous.

**Review and Action on Applications and Education**

NAME	APPLYING TO	ACTION
MICHAEL ROUTSES #CR 269	REINSTATEMENT APPLICATION RECEIVED 09/14/2004 LICENSE EXPIRED 12/31/2002 LICENSE IS BEYOND 90 DAY RENEWAL PERIOD BUT WITHIN THE 2 YEAR REINSTATEMENT PERIOD	MOTION BY BOWDITCH TO WAIVE ALL EXAMINATION REQUIREMENTS AND APPROVE CANDIDATE REQUEST FOR REINSTATEMENT PURSUANT TO 32 MRSA §14025, §13981(1) AND §14031(2) PENDING RECEIPT OF: VERIFICATION OF 120 QUALIFYING EDUCATION AND A MINIMUM OF 2500 HOURS OF APPROPRIATE WORK EXPERIENCE, BOTH OF WHICH SHOULD BE DOCUMENTED THE APPLICANT'S FILE WHICH HAS BEEN ORDERED FROM ARCHIVES; 28 HOURS OF CURRENT AND BOARD APPROVED CONTINUING EDUCATION; APPLICATION FOR LICENSED RESIDENTIAL APPRAISER (AP) LICENSE; APPLICATION FOR A CERTIFIED RESIDENTIAL (CR) LICENSE. SECONDED BY BELL. UNANIMOUS.

**BOARD OF REAL ESTATE APPRAISERS  
BOARD MEETING MINUTES – October 5, 2004**

**Rules Review**

Chapter 240 – proposal scheduled for advertisement on October 27 with 30 day comment period ending on November 26. Proposal is scheduled for Board adoption at the December 7 meeting.

**Correspondence**

Memo - Public Law 2003, Chapter 140: An informational letter and copy of law prepared by OLR Director Anne Head was distributed to the members.

#REA-116 Jeffrey Patterson: Mr. Patterson did not complete the education required by the Decision & Order in a timely manner (required by 12/31/2002). His license expired 12/31/2002. He requested approval of required education completed after the deadline. A motion was made by Walter Bowditch to notify Mr. Patterson that for purposes of meeting the educational requirements of the Decision & Order the Board accepted the education, however, the education completed does not comply with the deadline in the Decision & order and, as such, failure to comply constitutes grounds for possible denial of license/relicensure; seconded by Bell. Unanimous.

Real Estate Commission Consent Agreement – Donna Herring: Members were provided with a copy of the consent agreement issued by the Real Estate Commission.

**Next Meeting Scheduled for November 2, 2004**

David Adams reported that he will be absent from the November 2 meeting.

**OTHER BUSINESS**

**ADJOURN**

Being no further board business the meeting was adjourned at 11:45 a.m.

Respectfully submitted,

Susan Greenlaw  
Board Clerk